

IC 12-10-18

Chapter 18. Reports of Missing Endangered Adults

IC 12-10-18-1

Notification and investigative report

Sec. 1. (a) A law enforcement agency that receives a notification concerning a missing endangered adult from:

- (1) the missing endangered adult's:
 - (A) guardian;
 - (B) custodian; or
 - (C) guardian ad litem; or
- (2) an individual who:
 - (A) provides the missing endangered adult with home health aid services;
 - (B) possesses a health care power of attorney for the missing endangered adult; or
 - (C) has evidence that the missing endangered adult has a condition that may prevent the missing endangered adult from returning home without assistance;

shall prepare an investigative report on the missing endangered adult, if based on the notification, the law enforcement agency has reason to believe that an endangered adult is missing.

(b) The investigative report described in subsection (a) may include the following:

- (1) Relevant information obtained from the notification concerning the missing endangered adult, including the following:
 - (A) A physical description of the missing endangered adult.
 - (B) The date, time, and place that the missing endangered adult was last seen.
 - (C) The missing endangered adult's address.
- (2) Information gathered by a preliminary investigation, if one was made.
- (3) A statement by the law enforcement officer in charge setting forth that officer's assessment of the case based upon the evidence and information received.

As added by P.L.140-2005, SEC.3.

IC 12-10-18-2

Investigative report prepared within five hours

Sec. 2. The law enforcement agency shall prepare the investigative report described by section 1 of this chapter as soon as practicable, and if possible not later than five (5) hours after the law enforcement agency receives notification of a missing endangered adult.

As added by P.L.140-2005, SEC.3.

IC 12-10-18-3

Public notification

Sec. 3. (a) Upon completion of the report described by section 1

of this chapter, if the law enforcement agency has reason to believe that public notification may assist in locating the missing endangered adult, the law enforcement agency may immediately forward the contents of the report to:

- (1) all law enforcement agencies that have jurisdiction in the location where the missing endangered adult lives and all law enforcement agencies that have jurisdiction in the location where the missing endangered adult was last seen;
- (2) all law enforcement agencies to which the person who made the notification concerning the missing endangered adult requests the report be sent, if the law enforcement agency determines that the request is reasonable in light of the information received;
- (3) all law enforcement agencies that request a copy of the report;
- (4) one (1) or more broadcasters that broadcast in an area where the missing endangered adult may be located;
- (5) the Indiana data and communication system (IDACS); and
- (6) the National Crime Information Center's Missing Person File, if appropriate.

(b) Upon completion of the report described by section 1 of this chapter, a law enforcement agency may forward a copy of the contents of the report to one (1) or more newspapers distributed in an area where the missing endangered adult may be located.

(c) After forwarding the contents of the report to a broadcaster or newspaper under this section, the law enforcement agency may request that the broadcaster or newspaper:

- (1) notify the public that there is an endangered adult medical alert; and
- (2) broadcast or publish:
 - (A) a description of the missing endangered adult; and
 - (B) any other relevant information that would assist in locating the missing endangered adult.

(d) A broadcaster or newspaper that receives a request concerning a missing endangered adult under subsection (c) may, at the discretion of the broadcaster or newspaper:

- (1) notify the public that there is an endangered adult medical alert; and
- (2) broadcast or publish:
 - (A) a description of the missing endangered adult; and
 - (B) any other relevant information that would assist in locating the missing endangered adult.

As added by P.L.140-2005, SEC.3.

IC 12-10-18-4

Law enforcement agency investigation

Sec. 4. A law enforcement agency may begin an investigation concerning a missing endangered adult as soon as possible after receiving notification of the missing endangered adult.

As added by P.L.140-2005, SEC.3.

IC 12-10-18-5**Notification of law enforcement agency if missing endangered adult found**

Sec. 5. An individual described in section 1(a)(1) or 1(a)(2) of this chapter who notifies a law enforcement agency concerning a missing endangered adult shall notify the law enforcement agency when the missing endangered adult is found.

As added by P.L.140-2005, SEC.3.

IC 12-10-18-6**Broadcaster and newspaper civil immunity**

Sec. 6. (a) A broadcaster or newspaper that receives a report of a missing endangered adult from a law enforcement agency under section 3 of this chapter is immune from civil liability for an act or omission related to:

(1) the broadcast or publication of information contained in the report, including:

(A) a description of the missing endangered adult; and

(B) any other relevant information that would assist in locating the missing endangered adult; or

(2) the decision of the broadcaster or newspaper not to broadcast or publish information contained in the report.

(b) The civil immunity described in subsection (a) does not apply to an act or omission that constitutes gross negligence or willful, wanton, or intentional misconduct.

As added by P.L.140-2005, SEC.3.